

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Bruce Marvin HELD et al.  
Serial No.: 09/  
Filed:  
Group Art Unit:  
Examiner  
For: **Promoter and Construct for Plant Transformation**

**PRELIMINARY AMENDMENT**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

Please amend the above-identified application, as follows:

**IN THE CLAIMS**


Please delete claims 1-35, without prejudice to filing a continuing application.

**IN THE SPECIFICATION**

On page 1, line 3, please insert: --This application is a divisional of U. S. Patent application 09/259,282, filed March 1, 1999 --.

Entry of this preliminary amendment is respectfully requested

Respectfully submitted

  
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